

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

UNITED STATES OF AMERICA,)	
)	
Plaintiff-Intervenor,)	
)	
v.	)	No. 18 C 5452,
	)	No. 22 C 6052,
WALGREEN CO., WALGREENS BOOTS	)	No. 22 C 6366, and
ALLIANCE, INC., WALGREEN EASTERN CO.,	)	No. 23 C 1617
INC., BOND DRUG COMPANY OF ILLINOIS,)	
DUANE READE, DUANE READE, INC.,	)	Judge Lefkow
WALGREEN ARIZONA DRUG CO., HAPPY)	
HARRY'S INC., WALGREEN LOUISIANA	)	JURY TRIAL DEMANDED
CO., INC., and WALGREEN OF HAWAII, LLC,)	
)	
Defendants.)	

UNITED STATES OF AMERICA, <i>ex rel.</i> T.J.)	
NOVAK,)	
)	
Plaintiff,	)	No. 18 C 5452
v.)	
	)	Judge Lefkow
WALGREENS BOOTS ALLIANCE, INC.,)	
)	
Defendant.)	

UNITED STATES, <i>ex rel.</i> ELMER MOSLEY,)	
)	
Plaintiff,)	
	)	No. 22 C 6052
v.)	
	)	Judge Lefkow
WALGREEN CO.,)	
)	
Defendant.)	

UNITED STATES OF AMERICA *ex rel.* K&V
GROUP, LLP and on behalf of the STATE of
FLORIDA,

Plaintiffs,

v.

WALGREENS BOOTS ALLIANCE, INC.,
WALGREEN CO., BAXTER DRUG, INC.,
DUANE READE HOLDINGS, INC., DUANE
READE, INC., HAPPY HARRY'S DISCOUNT
DRUG STORES, INC., HAPPY HARRY'S, INC.,
STEPHEN L. LAFRANCE PHARMACY, INC.,
WALGREEN HASTINGS CO., WALGREEN
EASTERN CO., INC., BOND DRUG
COMPANY OF ILLINOIS, LLC, WALGREEN
LOUISIANA CO., INC., WALGREEN
MERCANTILE CORP., WALGREEN OF
HAWAII, LLC, WALGREEN OF MAUI, INC.,
WALGREEN OF PUERTO RICO, INC.,
WALGREEN OF SAN PATRICIO, INC.,
WALGREENS OF NORTH CAROLINA, INC.,
WALGREENS OF MASSACHUSETTS, LLC,
WALGREENS STORE NO. 3288, LLC,
WALGREENS STORE NO. 3332, LLC,
WALGREENS STORE NO. 3680, LLC,
WALGREENS STORE NO. 4650, LLC,
WALGREENS STORE NO. 4651, LLC,
WALGREENS STORE NO. 5576, LLC,
WALGREENS STORE NO. 5838, LLC,
WALGREENS STORE NO. 7839, LLC,
WALGREEN OF US VIRGIN ISLANDS, LLC,
WALGREEN OSHKOSH, INC., WALGREEN
PHARMACY SERVICES EASTERN, LLC,
WALGREEN PHARMACY SERVICES
MIDWEST, LLC, WALGREEN PHARMACY
SERVICES SOUTHERN, LLC, WALGREEN
PHARMACY SERVICES WESTERN, LLC, and
WALGREEN PHARMACY SERVICES WHS,
LLC, and WALGREEN OF NEW MEXICO, INC,

Defendants.

No. 22 C 6366

Judge Lefkow

UNITED STATES OF AMERICA, <i>ex rel.</i>)	
PATRICK AWA,)	
)	
Plaintiff,)	
	)	No. 23 C 1617
v.)	
	)	Judge Lefkow
)	
WALGREENS CO. and WALGREENS BOOTS)	
ALLIANCE, INC.,)	
)	
Defendants.)	

JOINT MOTION FOR ORDER OF DISMISSAL

Pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, the United States of America, having intervened in this *qui tam* action brought pursuant to the False Claims Act, 31 U.S.C. § 3729, *et seq.* (“FCA”) and the Relators, in accordance with and subject to the terms of the settlement agreement executed April 18, 2025 (“the Settlement Agreement”), hereby move for a dismissal as follows:

- A. the dismissal shall be with prejudice as to the United States’ and the Relators’ claims against Defendants¹ as alleged in the United States’ Amended Complaint in Intervention and the Settlement Agreement Covered Conduct (Recital Paragraph D);
- B. the dismissal shall be with prejudice to the Relators, and without prejudice to the United States, as to all other claims against Defendants alleged in each Relator’s operative Complaint except this motion shall not dismiss (1) Relators’ claims against Defendants for recovery of attorneys’ fees, expenses, and costs pursuant to 31 U.S.C. § 3730(d), or (2) Relator Awa’s personal claims pursuant to 31 U.S.C. § 3730(h); and
- C. this motion shall not dismiss any claims Relators may have against the States of

¹ “Defendants” means all Defendants named in the United States’ Amended Complaint in Intervention or any Relator’s operative Complaint.

California, Colorado, Connecticut, Delaware, the District of Columbia, Florida, Georgia, Hawaii, Illinois, Indiana, Iowa, Louisiana, Maryland, Massachusetts, Michigan, Minnesota, Montana, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, Oklahoma, Rhode Island, Tennessee, Texas, Vermont, Virginia, and Washington (collectively the “States”) for a share of the State Settlement Funds. For the avoidance of doubt, nothing in the Settlement Agreement limits any claims Relators may have against the States, and the United States takes no position on whether or not the Relators have any claims against the States. Further, this motion shall not affect Paragraph 3 of the Court’s order dated January 2, 2024, in *United States ex rel. Novak v. Walgreens, et al.*, No. 18 C 5452 (N.D. Ill.).

Defendants consent to this motion. Defendants have not filed an answer or responsive pleading to the Complaint.

A proposed order has been submitted herewith for the Court’s consideration.

Respectfully submitted,

YAAKOV M. ROTH
Acting Assistant Attorney
General, Civil Division

MICHAEL D. GRANSTON
Deputy Assistant Attorney General

ANDREW S. BOUTROS
United States Attorney for the
Northern District of Illinois

s/ Valerie R. Raedy

VALERIE R. RAEDY
Assistant United States Attorney
219 South Dearborn Street, Fifth Floor
Chicago, Illinois 60604
valerie.raedy@usdoj.gov
312-353-8694

AMANDA N. LISKAMM
Director
AMY L. DELINE
Assistant Director
NICOLE FRAZER
Trial Attorney
U.S. Department of Justice
Civil Division
Consumer Protection Branch
P.O. Box 386
Washington, D.C. 20044
nicole.frazer@usdoj.gov
202-305-7386

JAMIE A. YAVELBERG
Director
NATALIE A. WAITES
Assistant Director
JOSHUA R. BARRON
Trial Attorney
U.S. Department of Justice
Civil Division
Commercial Litigation
P.O. Box 261
Washington, D.C. 20044
joshua.r.barron2@usdoj.gov
202-307-0136

GREGORY W. KEHOE
United States Attorney for the
Middle District of Florida

LACY R. HARWELL, JR.
CAROLYN B. TAPIE
Special Assistant United States Attorneys
400 North Tampa Street, Suite 3200
Tampa, Florida 33602
carolyn.b.tapie@usdoj.gov
813-274-6000

KELLY O. HAYES
United States Attorney for the
District of Maryland

THOMAS F. CORCORAN
Special Assistant United States Attorney
36 South Charles Street, Fourth Floor
Baltimore, Maryland 21201
thomas.corcoran@usdoj.gov
410-209-4834

JOHN J. DURHAM
United States Attorney for the
Eastern District of New York

ELLIOT M. SCHACHNER
Special Assistant United States Attorney
271 Cadman Plaza East
Brooklyn, New York 11201
elliot.schachner@usdoj.gov
718-254-6053

ERIK S. SIEBERT
United States Attorney for the Eastern
District of Virginia

JOHN E. BEERBOWER
Special Assistant United States Attorney
2100 Jamieson Avenue
Alexandria, VA 22314
john.beerbower@usdoj.gov
703-299-3841

Counsel for United States

s/ Michael C. Rosenblat
MICHAEL C. ROSENBLAT
Rosenblat Law

DAVID J. CHIZEWER
WILLIAM C. MEYERS
Goldberg Kohn Ltd

Counsel for T.J. Novak

s/ Adam T. Rabin
ADAM T. RABIN
HAVAN M. CLARK
Rabin Kammerer Johnson

ROSALYN SIA BAKER-BARNES
Searcy Denney Scarola Barnhart & Shipley

Counsel for Elmer Mosley

s/ W. Scott Simmer
W. SCOTT SIMMER
WILL POWERS
Baron & Budd, PC

Counsel for K&V Group LLP

s/ Jason T. Brown
JASON T. BROWN
PATRICK ALMONRODE
Brown, LLC

JAMES M. EVANGELISTA
Evangelista Worley LLC

DAVID S. STONE
ROBERT A. MAGNANINI
Stone & Magnanini LLP

Counsel for Patrick Awa